

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION**

MARY JONES and JOSEPH ALFORD,)	
)	
Plaintiffs,)	
)	
v.)	CIVIL ACTION NO.: 1:06-cv-585-WHA
)	
THOMAS FLATHMANN,)	
)	
Defendants.)	

REPORT OF PARTIES' PLANNING MEETING

1. Pursuant to Fed. R. Civ. P. 26(f), a meeting was held on April 10, 2008 and on April 11, 2008, with the following parties participating in said planning meeting:

Guy Holton, FULLER, TAYLOR, & HOLTON, on behalf of Plaintiffs', Mary Jones and Joseph Alford.

**Gary C. Sherrer, SHERRER, JONES & TERRY, P.C., on behalf of Defendant,
Thomas M. Flathmann.**

2. **Pre-Discovery Disclosures.** The parties will exchange by **April 30, 2008** the information required by Local Rule 26.1(a)(1).

3. **Discovery Plan.** The parties jointly propose to the court the following discovery plan:

- a. All discovery commenced in time to be completed by **September 10, 2008**.
- b. Discovery will be needed on the following issues: the plaintiff's claims for liability and damages and all defendants' defenses.
- c. Maximum of **thirty (30) interrogatories** by each party to each party.
Responses due 30 days after service

- d. Maximum of **thirty (30) requests for admission** by each party to each party. Responses due 30 days after service
- e. Maximum of **thirty (30) request for production** of document by each party to each party. Responses due 30 days after service.
- f. Maximum of **ten (10) depositions** by plaintiff to defendant and **ten (10) depositions** by each defendant to plaintiff. All depositions are limited to **seven (7) hours** each.
- g. Reports from any retained experts under Rule 26(a)(2) due:

From plaintiff by **July 1, 2008**;
From defendant by **August 1, 2008**.

Each party may take the deposition of the opposing party's expert within **30 days** after service of the expert report.
- h. Supplementation under Rule 26(e) due **within 30 days of obtaining discoverable information or no later than 30 days before the close of discovery**.

4. **Other items.**

- a. Plaintiff should be allowed until **May 16, 2008** to join additional parties and to amend pleadings.
- b. Defendant should be allowed until **June 21, 2008** to file answer(s) and to amend pleadings.
- c. All potentially dispositive motions should be filed by **September 15, 2008**.
- d. Settlement cannot be realistically evaluated **prior to the completion of discovery**.
- e. The parties request a final Pretrial conference on **December 15, 2008**.
- f. Final lists of trial evidence under Rule 26(a)(3), both witnesses and exhibits, should be due **in accordance with the Pretrial Order** entered in this action.
- g. Parties should have **ten (10) days** after service of final lists of trial evidence to list objections under Rule 26(a)(3).

- h. This case should be ready for trial by **January 12, 2009**, and at this time is expected to take approximately 3-4- days.

s/Gary C. Sherrer
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OF COUNSEL

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